

Patterson. Turney.
Stone.

Absent—Excused.

McGee.

No quorum.

Senator Sebastian moved to adjourn until 10 a. m. tomorrow.

Lost by the following vote:

Yeas—8.

Burns.	Neal.
Gough.	Potter.
Johnson.	Sebastian.
Miller.	Stafford.

Nays—11.

Atlee.	Morriss.
Davidson.	Ross.
Goss.	Terrell.
Grinnan.	Wayland.
Kerr.	Yett.
Lloyd.	

Absent.

Dibrell.	Odell.
Greer.	Patterson.
Hanger.	Stone.
James.	Turney.
Lewis.	Yantis.
Linn.	

Absent—Excused.

McGee.

Senators Miller and Hanger were announced present.

Quorum announced present.

The amendment (Terrell's) was then adopted by the following vote:

Yeas—11.

Atlee.	Ross.
Davidson.	Stafford.
Kerr.	Terrell.
Lloyd.	Wayland.
Morriss.	Yett.
Neal.	

Nays—9.

Burns.	Johnson.
Goss.	Miller.
Gough.	Potter.
Hanger.	Sebastian.
James.	

Absent.

Greer.	Patterson.
Lewis.	Stone.
Linn.	Turney.
Odell.	Yantis.

Absent—Excused.

McGee.

PAIRED.

Senator Grinnan, present, who would vote *yea*, with Senator Dibrell, absent, who would vote *nay*.

It appearing that a quorum could not be obtained,

On motion of Senator Johnson, the Senate adjourned until 10 a. m. tomorrow.

EIGHTY-THIRD DAY.

Senate Chamber,

Austin, Texas, Thursday, May 11, 1899.

Senate met pursuant to adjournment.

Lieutenant-Governor Browning in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Dibrell.	Neal.
Goss.	Patterson.
Gough.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Wayland.
Kerr.	Yett.

Absent.

Lewis.	Stone.
Linn.	Turney.
Odell.	Yantis.

Absent—Excused.

McGee.

Prayer by the Rev. Dr. McLean of San Antonio.

Pending the reading of the Journal of yesterday,

On motion of Senator Miller, the same was dispensed with.

EXCUSED.

On motion of Senator Burns, Senator Neal was excused for non-attendance on Tuesday last on account of important business.

On motion of Senator Patterson, Senator Greer was excused for non-attendance on yesterday on account of important business.

On motion of Senator Davidson, Senator Dibrell was excused for non-attendance on Tuesday and Wednesday of this week on account of important business.

COMMITTEE REPORT.

Committee Room,

Austin, Texas, May 10, 1899.

Hon. R. N. Stafford, President Pro Tem. of the Senate.

SIR: Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 353, being a bill to be

entitled "An Act to prohibit gambling in cotton and other agricultural products, to suppress and prevent conspiracy against trade, and to fix penalties against those who are engaged therein, or in any manner aid or assist, or take part in any procuring or promoting such enterprises,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

Floor report—Miller, Grinnan, Terrell, Ross and Neal.

TERRELL, Chairman.

Call concluded.

HOUSE MESSAGE.

The following message was received from the House:

Hall of the House of Representatives,
Austin, Texas, May 11, 1899.

Hon. Jas. N. Browning, President of the Senate.

I am directed by the House to inform the Senate of the passage of the following bills:

Senate bill No. 78, A bill to be entitled "An Act to validate patent No. 146, volume 15, issued to A. J. Gray to 426 acres of land in Comanche county, Texas."

Also Senate bill No. 282, A bill to be entitled "An Act to appropriate one hundred thousand (100,000) dollars, to pay the officers and men of the Texas Volunteers prior to the inmustering into the service of the United States, in the late war with Spain, to pay those who were rejected, to pay for the necessary supplies, subsistence and transportation prior to their being mustered into service, to authorize the Governor to collect from the United States all monies expended under this act," with amendments.

Also Senate bill No. 8, A bill to be entitled "An Act to amend Article 1333 of the Revised Civil Statutes of the State of Texas, adopted in 1895, relating to the submission of special issues to the jury," with amendment.

Respectfully,

MARK LOGAN,

Acting Chief Clerk House of Representatives.

Senator Potter called up Senate bill No. 8 (see House message above), which had passed the House with an amendment, and moved that the Senate concur in said amendment.

Concurred by the following vote:

Yeas—21.

Atlee.
Burns.

Davidson.
Goss.

Gough.
Greer.
Grinnan.
Hanger.
James.
Johnson.
Kerr.
Morris.
Neal.

Lloyd.

Dibrell.
Lewis.
Linn.
Odell.

McGee.

Patterson.
Potter.
Ross.
Sebastian.
Stafford.
Terrell.
Wayland.
Yett.

Nays—2.

Miller.

Absent.

Stone.
Turney.
Yantis.

Absent—Excused.

PENDING BUSINESS.

Pending business was House bill No. 323 (industrial school bill), action being on passage to a third reading.

On motion of Senator Patterson, the pending business was suspended to take up, on second reading,

House bill No. 387, A bill to be entitled "An Act to authorize the city council of all cities and towns incorporated under the general laws of this State to regulate the charges and fix the rates to be charged by all water companies and all other corporations or persons engaged in supplying water or other commodities to the public, or engaged in any other public business within the limits of said cities or towns and occupying the streets and other public places for that purpose, and to prescribe reasonable rules and regulation therefor, and to protect said companies and corporations or persons from imposition."

The bill was read a second time with favorable majority and adverse minority committee reports.

Senator Atlee moved to substitute the adverse minority for the favorable majority committee report.

Carried by the following vote:

Yeas—14.

Atlee.
Burns.
Dibrell.
Greer.
Hanger.
James.
Johnson.

Kerr.
Linn.
Miller.
Morris.
Ross.
Sebastian.
Stafford.

Nays—9.

Davidson.
Goss.
Gough.
Grinnan.
Lloyd.

Patterson.
Terrell.
Wayland.
Yett.

Absent.

Lewis. Stone.
Neal. Turney.
Odell. Yantis.
Potter.

Absent—Excused.

McGee.

Senator Atlee moved to reconsider the vote by which the adverse report was adopted, and to lay that motion on the table.

Tabled.

Action recurring to pending business, Senator Miller offered the following amendment:

“Strike out all of Section 8, and insert the following:

“Section 8. For the purpose of carrying this act into effect there is hereby appropriated for the years 1899 and 1900, to be used in the erection of a suitable building or buildings for the use of said Industrial College, the sum of \$30,000. And for the support and maintenance of the same for the years 1900 and 1901 the sum of \$20,000, out of any moneys not otherwise appropriated.”

Senator Davidson moved to indefinitely postpone further consideration of the bill and pending amendment.

(Senator Atlee in the chair.)

Senator Goss called for a division of the question, which was granted.

The question was first put on the indefinite postponement of the pending amendment.

The Senate refused to indefinitely postpone consideration of the amendment by the following vote:

Yeas—12.

Atlee. Patterson.
Davidson. Potter.
Greer. Ross.
Grinnan. Sebastian.
Kerr. Terrell.
Morriss. Yett.

Nays—12.

Burns. Johnson.
Dibrell. Lloyd.
Goss. Miller.
Gough. Neal.
Hanger. Stafford.
James. Wayland.

Absent.

Lewis. Stone.
Linn. Turney.
Odell. Yantis.

Absent—Excused.

McGee.

(Lieutenant-Governor Browning in the chair.)

The Chair ruled the question to be on the adoption of the pending amendment. Senator Gough moved to table the amendment.

Tabled.

The motion to indefinitely postpone the bill failed by the following vote:

Yeas—6.

Davidson. Morriss.
Greer. Patterson.
Grinnan. Yett.

Nays—17.

Atlee. Miller.
Burns. Neal.
Dibrell. Potter.
Goss. Ross.
Gough. Sebastian.
James. Stafford.
Johnson. Terrell.
Kerr. Wayland.
Lloyd.

Present—Not voting.

Hanger.

Absent.

Lewis. Stone.
Linn. Turney.
Odell. Yantis.

Absent—Excused.

McGee.

By Senator Gough:

“Amend by striking out Section 9 of the bill.”

Adopted.

Senator Gough moved the previous question, which was duly seconded, and pending the ordering of same,

Senator Greer moved a call of the Senate, which was ordered, the following Senators answering to their names:

Atlee. Lloyd.
Burns. Miller.
Davidson. Morriss.
Dibrell. Neal.
Goss. Patterson.
Gough. Potter.
Greer. Ross.
Grinnan. Sebastian.
Hanger. Stafford.
James. Terrell.
Johnson. Wayland.
Kerr. Yett.

Absent.

Lewis. Stone.
Linn. Turney.
Odell. Yantis.

Absent—Excused.

McGee.

Senator Miller moved to excuse the absentees.

Lost by the following vote (requiring a two-thirds vote):

Yeas—13.

Atlee.	Neal.
Burns.	Potter.
Dibrell.	Ross.
Gough.	Sebastian.
James.	Terrell.
Johnson.	Wayland.
Miller.	

Nays—10.

Davidson.	Kerr.
Goss.	Lloyd.
Greer.	Morriss.
Grinnan.	Patterson.
Hanger.	Yett.

Absent.

Lewis.	Stone.
Linn.	Turney.
Odell.	Yantis.
Stafford.	

Absent—Excused.

McGee.

Pending business went to the table.

HOUSE MESSAGES.

The following messages were received from the House:

Hall of the House of Representatives,
Austin, Texas, May 11, 1899.

Hon. Jas. N. Browning, President of the Senate.

I am directed by the House to inform the Senate of the passage of the following bill:

Senate bill No. 318, A bill to be entitled "An Act to empower companies and corporations chartered, or that may hereafter be chartered by the laws of this State, for the purpose of owning, constructing or operating sewer systems, to condemn private property for the purpose of laying pipes, mains, laterals, connections, vats, filtering pipes, and for use of private property as a base of ultimate disposition of sewage," with amendments.

Respectfully,

MARK LOGAN,

Acting Chief Clerk House of Representatives.

Hall of the House of Representatives,
Austin, Texas, May 11, 1899.

Hon. Jas. N. Browning, President of the Senate.

I am directed by the House to inform the Senate of the passage of the following bills:

Substitute House bill No. 111, A bill to be entitled "An Act making appropriations for the support of the State govern-

ment for the two years beginning March 1, 1899, and ending February 28, 1901, and for other purposes."

Also Senate bill No. 125, A bill to be entitled "An Act to amend Article 617b, Chapter 12, Title XVIII, Revised Civil Statutes of Texas, relating to the abolishment of municipal corporations."

Also the House has concurred in Senate amendment to Substitute House bill Nos. 366, 211, 328, 30, 166, 230, 205, 178.

Respectfully,

MARK LOGAN,

Acting Chief Clerk House of Representatives.

IN SENATE.

The above reported Substitute House bill No. 111, was read first time, and referred to the Committee on Finance.

BILLS SIGNED.

The Chair gave notice of signing, and did sign in the presence of the Senate, after their captions had been read,

House bill No. 679, "An Act to amend Chapter 65, of the Acts of the Twenty-fifth Legislature, being 'An Act to create a more efficient road system for Montague, Red River and Wichita counties, in the State of Texas,' etc."

House bill No. 107, "An Act to amend Article 3909a, Title VII, of the Revised Civil Statutes of the State of Texas, 1895, relating to the courses of study taught in the public schools of Texas, so as to hereafter read as follows."

RESOLUTION.

By unanimous consent the following resolution was offered:

Resolved, That the House be requested to return to the Senate for correction of error in engrossment Senate bill No. 323.

The resolution was read, and *lost*.

CALLED UP FOR CONCURRENCE.

Senator Dibrell called up Senate bill No. 282 (see House message after *call concluded*), which had passed the House with amendments, and moved that the Senate *do not* concur in said amendments, and that a Free Conference Committee be requested to consider the differences of the two houses.

Carried, and the Chair appointed as committee on part of the Senate, Senators Dibrell, Atlee, Patterson, Burns and Wayland.

Senator Miller moved to excuse the absentees on the industrial school bill.

Lost by the following vote:

Yeas—13.

Atlee.	Dibrell.
Burns.	Gough.

James.	Ross.
Johnson.	Sebastian.
Miller.	Terrell.
Neal.	Wayland.
Potter.	

Nays—9.

Davidson.	Kerr.
Goss.	Lloyd.
Greer.	Patterson.
Grinnan.	Yett.
Hanger.	

Absent.

Lewis.	Stafford.
Linn.	Stone.
Morriss.	Turney.
Odell.	Yantis.

Absent—Excused.

McGee.

Senator Patterson moved to adjourn until 3 p. m.

Adjourned by the following vote:

Yeas—16.

Atlee.	Lloyd.
Davidson.	Neal.
Dibrell.	Patterson.
Greer.	Potter.
Grinnan.	Ross.
Hanger.	Sebastian.
Johnson.	Terrell.
Kerr.	Yett.

Nays—7.

Burns.	Miller.
Goss.	Morriss.
Gough.	Wayland.
James.	

Absent.

Lewis.	Stone.
Linn.	Turney.
Odell.	Yantis.
Stafford.	

Absent—Excused.

McGee.

AFTERNOON SESSION.

Senate met pursuant to adjournment. Lieutenant-Governor Browning in the chair.

Roll called. No quorum, the following Senators answering to their names:

Atlee.	Miller.
Burns.	Morriss.
Davidson.	Neal.
Dibrell.	Patterson.
Goss.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Terrell.
James.	Wayland.
Johnson.	Yett.

Absent.

Gough.	Odell.
Kerr.	Stafford.
Lewis.	Stone.
Linn.	Turney.
Lloyd.	Yantis.

Absent—Excused.

McGee.

Senator Terrell moved to adjourn until 10 a. m. tomorrow.

Lost by the following vote:

Yeas—10.

Davidson.	Potter.
Greer.	Ross.
Grinnan.	Terrell.
Neal.	Wayland.
Patterson.	Yett.

Nays—11.

Hon. Jas. N. Browning, President.

Atlee.	James.
Burns.	Johnson.
Dibrell.	Miller.
Goss.	Morriss.
Hanger.	Sebastian.

Absent.

Gough.	Odell.
Kerr.	Stafford.
Lewis.	Stone.
Linn.	Turney.
Lloyd.	Yantis.

Absent—Excused.

McGee.

Senator Goss moved a call of the Senate for the purpose of securing and maintaining a quorum, which was ordered, the following Senators answering to their names:

Atlee.	Miller.
Burns.	Morriss.
Davidson.	Neal.
Dibrell.	Patterson.
Goss.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Terrell.
James.	Wayland.
Johnson.	Yett.

Absent.

Gough.	Odell.
Kerr.	Stafford.
Lewis.	Stone.
Linn.	Turney.
Lloyd.	Yantis.

Absent—Excused.

McGee.

No quorum.

Senators Gough and Lloyd announce present.

Quorum announced present.
 Senator Davidson moved to adjourn
 until 10 a. m. tomorrow.

Lost by the following vote:

Yeas—11.

Davidson.	Patterson.
Greer.	Potter.
Grinnan.	Ross.
Miller.	Terrell.
Morriss.	Wayland.
Neal.	

Nays—12.

Hon. Jas. N. Browning, President.

Atlee.	James.
Burns.	Johnson.
Dibrell.	Lloyd.
Goss.	Sebastian.
Gough.	Yett.
Hanger.	

Absent.

Kerr.	Stafford.
Lewis.	Stone.
Linn.	Turney.
Odell.	Yantis.

Absent—Excused.

McGee.

Senator Wayland moved that the Senate request the House to return Substitute Senate bill No. 65 (general appropriation bill).

Lost.

BILLS SIGNED.

The Chair gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read.

Senate bill No. 8, "An Act to amend Article 1333, of the Revised Statutes of the State of Texas, adopted in 1895, relating to the submission of special issues to the jury."

Senate bill No. 78, "An Act to validate Patent No. 146, Volume, 15, issued to A. J. Gray, to 426 acres of land in Comanche county, Texas."

On motion of Senator Burns, the regular order of business was suspended to take up, on second reading,

House bill No. 334, A bill to be entitled "An Act to authorize admission to record and evidence in the courts of this State of duly certified copies of all deeds and other instruments of conveyances of land, which have been duly registered or recorded in other States, or in the Republic of Mexico, but which laws of such other States or of the Republic of Mexico require to be retained in the deed or notarial archives of such States, or of said Republic of Mexico, and to give such instruments like effect, as notice and proof, as is given by deeds executed in this State; and to declare an emergency."

59—Senate

The bill was read a second time.

By Senator Burns:

"Amend by adding to Section 1, the following: 'Provided, that this act shall not be construed to recognize any such instrument as a valid conveyance of land, which is insufficient as such under the laws of this State; and provided further, that where any such instrument, authenticated in a manner substantially as required by this act, shall have been heretofore recorded in the proper county, it shall not be necessary to record the same again, but such instrument shall be held to be duly recorded from and after the passage of this act.'"

Adopted.

By Senator Dibrell:

"Amend the bill in line 24, page 1, by adding after the word 'recorded,' the following: 'Or filed or archived.'"

Adopted.

The bill as amended was passed to a third reading.

On motion of Senator Burns, the constitutional rule requiring bills to be read on three several days was suspended, and the bill placed upon its third reading and final passage by the following vote:

Yeas—19.

Atlee.	Neal.
Burns.	Patterson.
Dibrell.	Potter.
Goss.	Ross.
Gough.	Sebastian.
Greer.	Stafford.
Grinnan.	Terrell.
James.	Wayland.
Lloyd.	Yett.
Morriss.	

Nays—2.

Hanger.	Miller.
---------	---------

Absent.

Davidson.	Odell.
Johnson.	Stone.
Kerr.	Turney.
Lewis.	Yantis.
Linn.	

Absent—Excused.

McGee.

The bill was read a third time.

By Senator Greer:

"Amend by striking out the word 'great,' page 2, line 8, and insert in lieu thereof the word 'imperative.'"

Adopted by the following vote:

Yeas—23.

Atlee.	Greer.
Burns.	Grinnan.
Davidson.	Hanger.
Dibrell.	James.
Goss.	Johnson.

Kerr.	Sebastian.
Lloyd.	Stafford.
Morriss.	Terrell.
Neal.	Turney.
Patterson.	Wayland.
Potter.	Yett.
Ross.	

Nays—2.

Gough.	Miller.
--------	---------

Absent.

Lewis.	Stone.
Linn.	Yantis.
Odell.	

Absent—Excused.

McGee.

The bill was passed by the following vote:

Yeas—21.

Atlee.	Morriss.
Burns.	Neal.
Davidson.	Patterson.
Dibrell.	Potter.
Goss.	Ross.
Greer.	Sebastian.
Grinnan.	Terrell.
James.	Turney.
Johnson.	Wayland.
Kerr.	Yett.
Lloyd.	

Nays—3.

Gough.	Miller.
Hanger.	

Absent.

Lewis.	Stafford.
Linn.	Stone.
Odell.	Yantis.

Absent—Excused.

McGee.

HOUSE REQUESTED TO RETURN BILL.

Senator Morriss moved that the Senate request the House to return to the Senate Substitute Senate bill No. 65 (general appropriation bill).

So ordered.

PRIVILEGED COMMITTEE REPORT.

The following privileged committee report was read:

Committee Room,
Austin, Texas, May 10, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 343, A bill to be entitled "An Act to make it a penal offense for any person to alter, change, destroy or

mutilate any public record or documents authorized, required or permitted by law to be kept by any officer within this State, and to fix the punishment therefor."

And find the same correctly engrossed.
JAMES, Chairman.

Senator Goss moved to suspend pending business (House bill No. 323, industrial school bill) to take up, on second reading.

House bill No. 447, A bill to be entitled "An Act to amend an act of the Twenty-fifth Legislature, approved March 20, 1897, entitled 'An Act to amend Article 867, Chapter 1, Title XXV, of the Revised Civil Statutes, relating to county finances.'"

Carried by the following vote:

Yeas—19.

Atlee.	Lloyd.
Burns.	Morriss.
Davidson.	Neal.
Dibrell.	Patterson.
Goss.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Turney.
Johnson.	Yett.
Kerr.	

Nays—5.

Gough.	Terrell.
James.	Wayland.
Miller.	

Absent.

Lewis.	Stafford.
Linn.	Stone.
Odell.	Yantis.

Absent—Excused.

McGee.

The bill was read a second time.

After discussion, Senator Goss moved to postpone further consideration of the bill until tomorrow after call, and that it be made a special order for that hour.

So ordered by the following vote:

Yeas—20.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Dibrell.	Neal.
Goss.	Ross.
Gough.	Stafford.
Greer.	Terrell.
James.	Turney.
Johnson.	Wayland.
Kerr.	Yett.

Nays—3.

Hanger.	Sebastian.
Potter.	

	Absent.
Grinnan.	Patterson.
Lewis.	Stone.
Linn.	Yantis.
Odell.	

Absent—Excused.

McGee.

Senator Gough called up from the table House bill No. 323 (industrial school bill), action being on passage to a third reading.

Senator Lloyd moved to adjourn until 10 a. m. tomorrow.

Adjourned by the following vote:

Yeas—15.

Davidson.	Patterson.
Dibrell.	Potter.
Greer.	Ross.
Hanger.	Stafford.
Kerr.	Terrell.
Lloyd.	Turney.
Morriss.	Yett.
Neal.	

Nays—10.

Atlee.	James.
Burns.	Johnson.
Goss.	Miller.
Gough.	Sebastian.
Grinnan.	Wayland.

Absent.

Lewis.	Stone.
Linn.	Yantis.
Odell.	

Absent—Excused.

McGee.

EIGHTY-FOURTH DAY.

Senate Chamber,

Austin, Texas, Friday, May 12, 1899.

Senate met pursuant to adjournment.

Lieutenant-Governor Browning in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Atlee.	Miller.
Davidson.	Morriss.
Dibrell.	Neal.
Goss.	Patterson.
Greer.	Potter.
Grinnan.	Ross.
Hanger.	Sebastian.
James.	Stafford.
Johnson.	Terrell.
Kerr.	Turney.
Lloyd.	Wayland.

Absent.

Burns.	Lewis.
Gough.	Linn.

Odell.	Yantis.
Stone.	Yett.

Absent—Excused.

McGee.

Prayer by the Chaplin, Rev. Dr. Denison.

Pending the reading of the Journal of yesterday,

On motion of Senator Kerr, the same was dispensed with.

EXCUSED.

On motion of Senator Goss, Committee Clerk Bullock was excused for yesterday and the remainder of this week, on account of sickness in his family.

COMMITTEE REPORTS.

Committee Room,

Austin, Texas, May 11, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 78, being a bill to be entitled "An Act to validate Patent No. 146, Volume 15, issued to A. J. Gray to 426 acres of land in Comanche county, Texas."

And find the same correctly enrolled, and have this day, at 4 p. m., presented the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,

Austin, Texas, May 11, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 334, being a bill to be entitled "An Act to authorize the St. Louis Southwestern Railroad Company of Texas to purchase, own and operate a railway extending from a point in or near the town of Tyler, in Smith county, to a point in or near the town of Lufkin, in Angelina county, with its franchises and appurtenances, known as the Tyler Southeastern Railway, and to authorize the Tyler Southeastern Railroad Company and the owners thereof to sell the same, and to authorize the St. Louis Southwestern Railway Company of Texas to assume the payment of the indebtedness of the Tyler Southeastern Railway Company, and to own and operate the property so purchased."

And find the same correctly enrolled, and have this day, at 4 p. m., presented